

BUSINESS REPORT

**MONTANA SENATE
61st LEGISLATURE - REGULAR SESSION**

SENATE LOCAL GOVERNMENT COMMITTEE

Date: Wednesday, March 25, 2009
Place: Capitol

Time: 3:00 pm
Room: 405

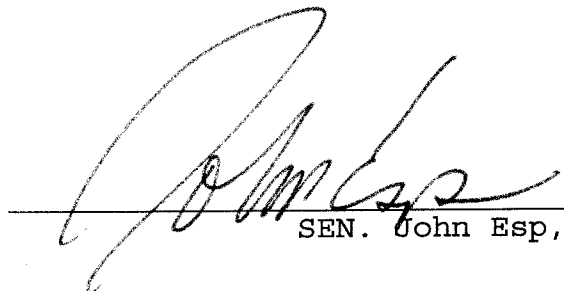
BILLS and RESOLUTIONS HEARD:

NONE

EXECUTIVE ACTION TAKEN:

HB 156 - Tabled
HB 321 - Tabled
HB 428 - Tabled
HB 420 - Do Concur
HB 495 - Do Concur
HB 546 - Do Concur As Amended
HB 563 - Do Concur As Amended

COMMENTS:


SEN. John Esp, Chairman

MONTANA STATE SENATE
ROLL CALL
LOCAL GOVERNMENT
COMMITTEE

DATE: March 25, 2009

NAME	PRESENT	ABSENT/ EXCUSED
Chairman John Esp	✓	
Vice Chair Jeff Essmann	✓	
Senator Gregory Barkus	✓	
Senator Ron Erickson	✓	
Senator Steve Gallus	✓	
Senator Kim Gillan	✓	
Senator Verdell Jackson	✓	
Senator Jesse Laslovich		✓
Senator Bruce Tutvedt	✓	

ROLL CALL VOTE
LOCAL GOVERNMENT
COMMITTEE
MONTANA STATE SENATE

Date: 3.25.09

Bill No.: HB156

Motion: Go Table

NAME (9 Members)	AYE	NO	Proxy
Vice Chairman Jeff Essmann	✓		
Sen. Kim Gillan		✓	
Sen. Ron Erickson		✓	
Sen. Steve Gallus		✓	
Sen. Verdell Jackson	✓		
Sen. Jesse Laslovich		✓	✓
Sen. Bruce Tutvedt	✓		
Sen. Gregory Barkus	✓		
Chairman John Esp	✓		

VOTE: 5-4 passes

ROLL CALL VOTE
LOCAL GOVERNMENT
COMMITTEE
MONTANA STATE SENATE

Date: 3-25-09

Bill No.: HB546

Motion: be amended .02

NAME (9 Members)	AYE	NO	Proxy
Vice Chairman Jeff Essmann	✓		
Sen. Kim Gillan	✓		
Sen. Ron Erickson	✓		
Sen. Steve Gallus	✓		
Sen. Verdell Jackson	✓		
Sen. Jesse Laslovich	✓		✓
Sen. Bruce Tutvedt	✓		
Sen. Gregory Barkus		✓	
Chairman John Esp		✓	

VOTE: 7-2

ROLL CALL VOTE LOCAL GOVERNMENT COMMITTEE MONTANA STATE SENATE

Date: 3.25.0

Bill No.: HB546

Motion: Do Concur As Amended

NAME (9 Members)	AYE	NO	Proxy
Vice Chairman Jeff Essmann	✓		
Sen. Kim Gillan	✓		
Sen. Ron Erickson	✓		
Sen. Steve Gallus <i>change* vote</i>	✓	✓	
Sen. Verdell Jackson	✓		
Sen. Jesse Laslovich	✓		✓
Sen. Bruce Tutvedt		✓	
Sen. Gregory Barkus		✓	
Chairman John Esp		✓	

*-Without objection, Sen. Gallus was allowed to change his vote from "aye" to "no"

VOTE: ~~6-3~~
5-4

ROLL CALL VOTE
LOCAL GOVERNMENT
COMMITTEE
MONTANA STATE SENATE

Date: 3.25.09

Bill No.: HB321

Motion: down

NAME (9 Members)	AYE	NO	Proxy
Vice Chairman Jeff Essmann		✓	
Sen. Kim Gillan	✓		
Sen. Ron Erickson	✓		
Sen. Steve Gallus	✓		
Sen. Verdell Jackson		✓	
Sen. Jesse Laslovich	✓		✓
Sen. Bruce Tutvedt		✓	
Sen. Gregory Barkus		✓	
Chairman John Esp		✓	

Rev Table

VOTE: 4-5
fails

ROLL CALL VOTE
LOCAL GOVERNMENT
COMMITTEE
MONTANA STATE SENATE

Date: 3.25.09

Bill No.: HB 495

Motion: do concur

NAME (9 Members)	AYE	NO	Proxy
Vice Chairman Jeff Essmann	✓		
Sen. Kim Gillan	✓		
Sen. Ron Erickson	✓		
Sen. Steve Gallus	✓		
Sen. Verdell Jackson	✓		
Sen. Jesse Laslovich	✓		✓
Sen. Bruce Tutvedt	✓		
Sen. Gregory Barkus		✓	
Chairman John Esp		✓	

VOTE: 7-2

ROLL CALL VOTE
LOCAL GOVERNMENT
COMMITTEE
MONTANA STATE SENATE

Date: 2.27.09

Bill No.: HB 420

Motion: Do concur

NAME (9 Members)	AYE	NO	Proxy
Vice Chairman Jeff Essmann		✓	
Sen. Kim Gillan	✓		
Sen. Ron Erickson	✓		
Sen. Steve Gallus	✓		
Sen. Verdell Jackson	✓		
Sen. Jesse Laslovich	✓		✓
Sen. Bruce Tutvedt		✓	
Sen. Gregory Barkus		✓	
Chairman John Esp		✓	

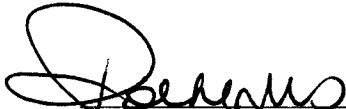
Sen Erickson
to carry

VOTE: 5-4

COMMITTEE FILE COPY

TABLED BILL

The **SENATE TAXATION COMMITTEE** TABLED **HB 156, HB 321, HB 428**, by motion, on **Wednesday, March 25, 2009**.



(For the Committee)



(Secretary of the Senate)

4:45, 3/25

(Time)

(Date)

March 25, 2009

Debra L. Polhemus, Secretary

Phone: 4685



SENATE STANDING COMMITTEE REPORT

March 26, 2009

Page 1 of 1

Mr. President:

We, your committee on **Local Government** recommend that **House Bill 546** (third reading copy -- blue) **be concurred in as amended.**

Signed: _____

Senator John Esp, Chair

To be carried by Senator Kim Gillan

And, that such amendments read:

1. Title, line 10.

Following: "INTEREST;"

Insert: "ALLOWING FOR REGULATION OF SIGN SIZE AND PLACEMENT; AND"

2. Title, line 11.

Strike: "; AND PROVIDING AN APPLICABILITY DATE"

3. Page 1.

Following: line 21

Insert: "(2) A person, homeowners' association, property owners' association, corporation, or other private entity may impose limits on the size of signs allowed to be displayed within the jurisdiction of the private entity and may regulate the location of sign placement and the time period during which signs may be displayed."

Renumber: subsequent subsections

4. Page 4, line 15 through line 19.

Strike: sections 11 and 12 in their entirety

- END -

Committee Vote:

Yes 5, No 4

Fiscal Note Required ☐

HB0546001SC00444.sdr

DR



SENATE STANDING COMMITTEE REPORT

March 25, 2009

Page 1 of 1

Mr. President:

We, your committee on **Local Government** recommend that **House Bill 495** (third reading copy -- blue) **be concurred in.**

Signed: _____

Senator John Esp, Chair

To be carried by Senator Jeff Essmann

- END -

Committee Vote:

Yes 7, No 2

Fiscal Note Required ☐

HB0495001SC04371.sdr

DR



SENATE STANDING COMMITTEE REPORT

March 26, 2009

Page 1 of 2

Mr. President:

We, your committee on **Local Government** recommend that **House Bill 563** (third reading copy -- blue) be concurred in as amended.

Signed: _____

Senator John Esp, Chair

To be carried by Senator Jesse Laslovich

And, that such amendments read:

1. Page 1, line 10 through line 12.

Strike: "A" on line 10 through "exist:" on line 12

Insert: "The county commission or a directly affected person, if the person has appeared before a regular meeting of the county commission to notify the commission of the person's intent, may request that a district court recognize a route of a county road that is maintained by the county and used by the public as the legal route if any of the following conditions exist:"

2. Page 1, line 20.

Following: "The"

Insert: "county commission or the"

3. Page 1, line 27.

Following: "may"

Insert: ", subject to subsection (4),"

4. Page 1, line 29.

Following: "NOTICE"

Insert: "and the opportunity for a public hearing"

Following: "LANDOWNERS"

Insert: ", the county commission, and directly affected persons"

Committee Vote:

Yes 8, No 1

Fiscal Note Required ____

HB0563001SC01328.sdr

JR

**AUTHORIZED
SENATE COMMITTEE PROXY**

I request to be excused from Local Gov't Committee
because of other commitments. I desire to leave my proxy vote with:

Sen. Erickson

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT AYE NO

HB 156		
Table		X
HB 546		
amend. 01	X	
amend. 02	X	
do con. as. amend.	X	
HB 321		
do concur	X	
HB 495		
do concur	X	
HB 420		
do concur	X	

BILL/AMENDMENT AYE NO

HB 563		
be amend. #3	X	
be amend. #1	X	
be amend. #2	X	
DCAA	X	
HB 428		
Table	X	

Sen. Jane Laslovich

(Signature)

J. Laslovich

Date

3/25/09

**AUTHORIZED
SENATE COMMITTEE PROXY**

I request to be excused from Local Govt Committee
because of other commitments. I desire to leave my proxy vote with:

Sen Erickson

Indicate Bill number and your vote Aye or No. If there are amendments,
list them by name and number under the bill and indicate a separate vote
for each amendment.

BILL/AMENDMENT

AYE NO

HB 563		
be amend #3	X	
be amend #1	X	
be amend #2	X	

BILL/AMENDMENT

AYE NO

Sen. S. Gallus

(Signature)

S. Gallus

Date

3/25/09